

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

RE/MAX International, Inc.,

Plaintiff,

v.

TREND SETTER REALTY, LLC,
a Texas limited liability company;

PAVNOUTY ABRAHAM, an individual;

and

DEBORAH N. MILLER, an individual

Defendants.

CIVIL ACTION NO. 4:07-CV-02426

PLAINTIFF'S MOTION FOR PARTIAL SUMMARY JUDGMENT

EXHIBIT F

Trademark/Service Mark Application, Principal Register

Serial Number: 78895349

Filing Date: 05/30/2006

The table below presents the data as entered.

Input Field	Entered
MARK SECTION	
MARK FILE NAME	\\TICRS\EXPORT5\IMAGEOUT5\788\953\78895349\xml1\AP P0002.JPG
STANDARD CHARACTERS	NO
USPTO-GENERATED IMAGE	NO
COLOR MARK	NO
PIXEL COUNT ACCEPTABLE	YES
PIXEL COUNT	726 x 258
OWNER SECTION	
NAME	Trend Setter Realty, LLC
STREET	5851 Southwest Freeway #203
CITY	Houston
STATE	Texas
ZIP/POSTAL CODE	77057
COUNTRY	United States
PHONE	713-333-7206
AUTHORIZED EMAIL COMMUNICATION	No
LEGAL ENTITY SECTION	
TYPE	LIMITED LIABILITY COMPANY
STATE/COUNTRY UNDER WHICH ORGANIZED	Texas
GOODS AND/OR SERVICES SECTION	

INTERNATIONAL CLASS	036
DESCRIPTION	Real estate brokerage
FILING BASIS	Section 1(a)
FIRST USE ANYWHERE DATE	At least as early as 12/00/1996
FIRST USE IN COMMERCE DATE	At least as early as 10/19/1998
SPECIMEN FILE NAME(S)	\\TICRS\EXPORT5\IMAGEOUT5\788\953\78895349\xml1\AP P0003.JPG
SPECIMEN DESCRIPTION	Advertisement sign
SIGNATURE SECTION	
SIGNATURE	/ErikMPelton/
SIGNATORY NAME	Erik M. Pelton
SIGNATORY DATE	05/30/2006
SIGNATORY POSITION	Attorney
PAYMENT SECTION	
NUMBER OF CLASSES	1
NUMBER OF CLASSES PAID	1
SUBTOTAL AMOUNT	325
TOTAL AMOUNT	325
PAYMENT METHOD	ET
ATTORNEY	
NAME	Erik M. Pelton
FIRM NAME	Erik M. Pelton, Attorney at Law
STREET	PO Box 100637
CITY	Arlington
STATE	Virginia
ZIP/POSTAL CODE	22210
COUNTRY	United States
PHONE	703-525-8009
FAX	703-525-8089

EMAIL	emp@tm4smallbiz.com
AUTHORIZED EMAIL COMMUNICATION	Yes
CORRESPONDENCE SECTION	
NAME	Erik M. Pelton
FIRM NAME	Erik M. Pelton, Attorney at Law
STREET	PO Box 100637
CITY	Arlington
STATE	Virginia
ZIP/POSTAL CODE	22210
COUNTRY	United States
PHONE	703-525-8009
FAX	703-525-8089
EMAIL	emp@tm4smallbiz.com
AUTHORIZED EMAIL COMMUNICATION	Yes
FILING INFORMATION	
SUBMIT DATE	Tue May 30 08:09:57 EDT 2006
TEAS STAMP	USPTO/BAS-6883222226-2006 0530080957460388-78895349 -200f6b24e884ab842b90c888 e72eb72640-ET-1182-200605 30080829396071

Trademark/Service Mark Application, Principal Register

Serial Number: 78895349

Filing Date: 05/30/2006

To the Commissioner for Trademarks:

MARK: (Stylized and/or Design, see [mark](#))

The applicant, Trend Setter Realty, LLC, a limited liability company organized under the laws of Texas, residing at 5851 Southwest Freeway #203, Houston, Texas, United States, 77057, requests registration of the trademark/service mark identified above in the United States Patent and Trademark Office on the Principal Register established by the Act of July 5, 1946 (15 U.S.C. Section 1051 et seq.), as amended.

The applicant, or the applicant's related company or licensee, is using the mark in commerce, and lists below the dates of use by the applicant, or the applicant's related company, licensee, or predecessor in interest, of the mark on or in connection with the identified goods and/or services. 15 U.S.C. Section 1051(a), as amended.

International Class 036: Real estate brokerage

In International Class 036, the mark was first used at least as early as 12/00/1996, and first used in commerce at least as early as 10/19/1998, and is now in use in such commerce. The applicant is submitting or will submit one specimen for *each class* showing the mark as used in commerce on or in connection with any item in the class of listed goods and/or services, consisting of a(n) Advertisement sign.

[Specimen - 1](#)

The applicant hereby appoints Erik M. Pelton of Erik M. Pelton, Attorney at Law, PO Box 100637, Arlington, Virginia, United States, 22210 to submit this application on behalf of the applicant.

The USPTO is authorized to communicate with the applicant or its representative at the following email address: emp@tm4smallbiz.com.

A fee payment in the amount of \$325 will be submitted with the application, representing payment for 1 class(es).

Declaration

The undersigned, being hereby warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. Section 1001, and that such willful false statements, and the like, may jeopardize the validity of the application or any resulting registration, declares that he/she is properly authorized to execute this application on behalf of the applicant; he/she believes the applicant to be the owner of the trademark/service mark sought to be registered, or, if the application is being filed under 15 U.S.C. Section 1051(b), he/she believes applicant to be entitled to use such mark in commerce; to the best of his/her knowledge and belief no other person, firm, corporation, or association has the right to use the mark in commerce, either in the identical form thereof or in such near resemblance thereto as to be likely, when used on or in connection with the goods/services of such other person, to cause confusion, or to cause mistake, or to deceive; and that all statements made of his/her own knowledge are true; and that all statements made on information and belief are believed to be true.

Signature: /ErikMPelton/ Date: 05/30/2006

Signatory's Name: Erik M. Pelton

Signatory's Position: Attorney

Mailing Address:

Erik M. Pelton

PO Box 100637

Arlington, Virginia 22210

RAM Sale Number: 1182

RAM Accounting Date: 05/30/2006

Serial Number: 78895349

Internet Transmission Date: Tue May 30 08:09:57 EDT 2006

TEAS Stamp: USPTO/BAS-6883222226-2006053008095746038

8-78895349-200f6b24e884ab842b90c888e72eb

72640-ET-1182-20060530080829396071



For Sale



TREND SETTER REALTY

713-333-7206



For Sale



TREND SETTER REALTY

713-333-7206